

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

TWENTY-SEVENTH DAY'S PROCEEDINGS

**Thirtieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, May 18, 2004

The Senate was called to order at 1:30 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		

ABSENT

Holden
Total—1

The President of the Senate announced there were 38 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Michael Kimuli of Kumpala, Uganda, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Bajoie, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Messages from the Governor

The following messages from the Governor were received and read as follows:

STATE OF LOUISIANA
Office of the Governor

May 17, 2004

The Honorable President and Members of the Senate

Ladies and Gentlemen:

I have appointed the following persons on the attached list to the offices indicated.

In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I do hereby present these names for your review.

Sincerely,
KATHLEEN BABINEAUX BLANCO
Governor

Administration, Division of (State Department)

Jerry Luke LeBlanc Jean Vandal

Alarm Services Board

Don Brown, Sr.	William Hattier
Marie W. Nicolich	Danny R. Northcutt
James L. Queen	Kay Thorn

Animal Welfare Commission

Laura K. Maloney

Aquaculture Advisory Council

LenBahr	Monroe "Will" W. Courtney, Jr.
Terry Denmon	Quenton Fontenot
Tom E. Foshee	Russell B. Freeland
Robert Gough	JB Hanks
Samuel B. Haring	H. Bruce Lazarus
Greg Lutz	Jeff S. Mayne
Norma Jean M. Miller	Bob Odom
Paul Picard	Wilfred Pierre
Robert Romaine	Craig Romero
Nelson Roth, Jr.	Kelsey D. Short
Francis Thompson	

Architectural Examiners, State Board of

Allen Baque

Aviation Advisory Commission

Yvonne Chenevert

BESE Board

Edgar Chase, III	Leslie Jacobs
Mary A. Washington	

Best Practices in School Discipline

Naomi F. Hill
Harvey Thompson

Cancer & Lung Trust Fund Board

John T. Cole

Capital Area Groundwater Conservation District Board

Dale Aucoin
John S. Barry, Jr.
Elie J. Part

Willie C. Johnson

Daryl J. Babin
Harold Kirby

Childcare & Development Block Grant Advisory Council

Todd Battiste
Tina James
Gail B. Kelso
Janie Martin

Menice Bellazar
Mary Louise S. Jones
Yvonne Kemp
Susan Sonnier

Children's Cabinet Advisory Board

Sandra C. Adams
Elise Linden Antrobus
Rosalie J. Bivin
Sue Catchings
Kerry Everitt
Stewart T. Gordon, MD
Bernadine Semmes F. Hall
Mary Louise S. Jones
Stuart S. Kay, Jr.
Donna Nola-Ganey
Mark Sands
Steven B. Spedale
Judith Watts
Shirley G. Williams

Millie M. Alarcon
Ben A. Bearden
Yolanda Brewer-Clark
Michael Duffy
Marketa Gautreau
Robert J. Guasco
Sharon G. Howard
Jennifer Johnson Karle
Geoffrey Nagle
Jerry Pinsel
Patricia Smith
Julia Thornton
Alesia Y. Wilkins

Chiropractic Board

Kelly Faircloth

Citizens Property Insurance Corporation

Blaine Briggs
Joelle Lapeze
Ronald E. Newson

Mike Ely
John Miletti

Clinical Laboratory Personnel Committee

Stephanie Hanson

Coastal Restoration

E. Renae Conley

Commerce & Industry

Millie Atkins
Carlton Gibson
Sibal Holt
Rusty Johnson
John Landry
Noel Murano, Sr.
Gale Roque
Stewart Scott
Kevin Wade Trahan

Ernest Broussard, Jr.
Ronnie Harris
Martin Johnson
Alvin Kessler
Philip Montelepre
Alice Pecoraro
Leroy St. Pierre
Michael Thompson

Community & Technical Colleges, Board of Supervisors

Kathy Sellers Johnson
Stephen C. Smith

Dan Packer

Dentistry Board

Romell Madison, DDS

Developmental Disabilities Council

Jared W. Armstrong
Robert E. Crow
Marion V. Hauth
Kay Marcel
Johnnie A. Morris
Mary Anne Perault
Lois V. Simpson
James Wallace

Sandra "Sam" Beech
Mary Ellen Gautreau
Robin King
William Martin
Nanette M. Olivier
Debbie Schilling
Amy Veuleman

Dietetics & Nutrition, State Board of Examiners

Albert Barrocas
Sherry L. Brokenberry

Peggy Bourgeois

Drug Control & Violent Crime Policy Board

Warren J. Riley

Economic Development Corporation

Sibal Holt
Linda Sell

Hal Hinchcliffe
Anthony J. Roy, III

Education, Board of Control for Southern Regional

Cecil Picard

Educational Television Authority, LA

Carl Crowe

Emergency Preparedness, Office of

Major Bennett Landreneau - Adjunct General Director

Environmental Quality, Department of

Mike McDaniel - Secretary
Cyril Buchert, Jr. - Undersecretary
Chuck Brown - Assistant Secretary of Environmental Services
Harold Leggett - Assistant Secretary of Environmental Compliance

Fluoridation Advisory Board

Christopher C. Cosse
Cyril "CJ" Richard, Jr.

Eliska C. Davis

Gaming Control Board

H. Charles Gaudin
Rupert Richardson

Governor, Office of the

Johnny Anderson - Assistant Chief of Staff
Terry Tyson Bromell - Executive Director of the Office of Rural Development
Rochelle Michaud Dugas - Legislative Director
Don R. Ford - Director of Finance and Administration
Roland Guidry - Executive Director of the Office of Oil Spills
Samuel Jones - Deputy Director of the Office of Community Programs
Leonard Kleinpeter - Special Assistant to the Governor
Andy Kopplin - Chief of Staff
Robert Mann - Communications Director
Phyllis Mayo - Special Assistant to the Governor on Women's Policy
Connie Nelson - Director of the Office of Urban Affairs

Kim Hunter Reed – Director of Policy
 Terry Ryder – Executive Counsel
 Joey Strickland – Executive Director of the Office of Veterans Affairs
 Godfrey White – Executive Director of the Office of Elderly Affairs
 Mary Perrault Williams - Deputy Director of the Office of Community Programs

Ground Water Management Advisory Task Force
 Charles Vandersteen

Ground Water Resources Commission
 Michael J. Bourgeois Mark “Tony” Gulotta
 Richard Durrett Paul Loewer, Jr.
 Darwin Knochenmus Linda Mather Walker
 Fulbert Leon Namwamba

Health & Hospitals, Department of
 Dr. Frederick Cerise - Secretary
 Charles Castille - Undersecretary
 Dr. Cheryl Bowers Stephens – Assistant Secretary of the Office of Mental Health

Hearing Aid Dealers
 Dianne T. LeBlanc Susan W. Sayer

HIPPY, (Home Instruct. Preschl Pgm Youth) Advisory Board
 Emily Smith

Homeless, LA Interagency Action Council for the
 Wyatt Hines Vicki Judice
 Inez Kerth Katherine Martin

Humanities, LA Endowment for the
 David Eppler

Independent Living Council
 Harry Bateman Monique M. Butler
 Lanor E. Curole Larry Dale
 Katherine Fitch Maria Fontenot
 Jamie L. Karam Diane Mirvis
 Denver D. Nobles, Jr. W. Clint Snell

Interagency Coordinating Council, State
 Cindy D. Arthur Susan D. Crowther
 Mary Hockless Susanne Hughes
 Sara Kendell Pam Kimbrough
 Amy Maness Joyce R. Paul
 Donna P. Sasser Kandi Smith
 Mary S. Swiggom Daniel Underwood
 Shirley G. Williams Teresa R. Yellowdy-Haley

John Kelly Grand Bayou Reservoir District
 Marsha Loftin

Juvenile Justice & Delinquency Prevention, Advisory Board
 Justin Anthony Baques

Labor, Department of
 John Smith – Secretary
 Bennett Soulier – Undersecretary

Karen Winfrey – Assistant Secretary of the Office of Workers Compensation
 Marianne Sullivan – Assistant Secretary of Regulatory Services
 Larry St. Amant – Assistant Secretary of Workforce Development

Law Enforcement Executive Management Institute Board
 Gary G. Guillory Jack Hammons
 William P. Landry Mitchell A. Reynolds

Library Board
 Edwin Preis

Licensed Professional Counselors Board of Examiners
 Gloria M. Bockrath Norman T. Moore
 Lynn Pearlmuter

Lottery Corporation Board
 Salvatore Caruso Pam Daniels

LSU Board of Supervisors
 Laura Leach

Massage Therapy, LA Board of
 Claudette Hymel Alan Schwartzberg
 Janet P. Tessier

Medicaid Pharmaceutical & Therapeutics Committee
 Charles W. Jastram, Jr. James D. Lowery
 James S. Osterberger, Jr., MD

Medical Professional Liability Commission
 Michael Palmentier

Mineral Board
 Theo B. Bean, Jr. Kenny Bernhard
 William M. Comegys, III Emile B. Cordaro
 Peter W. Dangerfield Carol R. LeBlanc
 Marjorie A. McKeithen Paul E. Voohries, II
 Paul T. West

Motor Vehicle Commission
 Alexis Hocevar

Music Commission
 David Torkanowsky

Natural Resources, Department of
 Scott Angelle – Secretary

New Orleans & Baton Rouge Steamship Pilots
 Shawn Michael Calliouet Chance A. Gould
 Gary Thomas Hill John Joseph Macaluso, III
 Timothy Michael Rieder David Scott Rowbatham
 Carlton Jude Trosclair Louis Maurice Wattigney, III

Nursing, LA State Board
 William St. John LaCorte Alan J. Ostrowe

Occupational Forecasting Conference
 Adam Knapp

Oilfield Site Restoration Commission

Wilfred Fruge- LIOGA

Office Facilities Corporation

Rochelle Michaud Dugas

Jerry Jones

Kip Holden

Optometry Examiners Board

James D. Sandefur

Orleans Parish Custodian of Notarial Records

Stephen Bruno

Pardon Board

Ronald Cox, Chairman

Ted Miguez

Jerry Luke LeBlanc

Billy Montgomery

Clement LaFleur

Parole Board

Mary Laners

Issac Thomas

Diana Simon, Chairman

Jim Wise

Pilots Association Fee Commission - NO-BR Steamship

Joseph Accardo, Jr

Christopher R. Brown

Stephen Casenza

Kevin L. LaGraize

Michael A. Maloz

Roger P. Richard

David C. Shirah, Jr.

Gene Taft

Kelvin J. Boston

Willie B. Brown, Jr.

Edgar D. Daniels

Hans. G. Leutkemeier

Russell Mitchell, III

Chris A. Rieder

Henry G. Shows, Jr.

William O. Watson, III

Pilots Association Fee Commission – Crescent River Pilot

Joseph Accardo, Jr.

Michael E. Bopp

Allen J. Gibbs

Kevin L. LaGraize

Scott A. Loga

Michael A. Maloz

Thomas B. Rappold

Robert J. Scafidel

Jack H. Anderson

Stephen Casenza

Christopher A. Hoo

Emerson P. Loga, III

Hans G. Luetkemeier

Russell Mitchell, III

Joseph G. Sanderson

Gene Taft

Pilot Fee Commission for New Orleans Pilots

Joesph Accardo, Jr.

Gerald S. Hill

Kevin R. Leger

John L. Levine, Jr.

Michael A. Maloz

Michael T.D. Miller

Stephen W. Post

Charles P. Steinmuller

Stephen Casenza

Kevin L. LaGraize

Hans. G. Leutkemeier

Michael R. Lorino, Jr.

Gregory D. Meyers

Russell Mitchell, III

Robert J. Scafidel

Gene Taft

Pontchartrain Levee District Commission

William A. Cunningham

Blaine Joseph Sheets

Port of South Louisiana

Sheila Bonnette

William J. Hubbard

Louis A. Joseph

Jay A. Roberts

Gregory J. Gravois

Lawrence P. Jackson

Paul "Joel" Murray

Practical Nurse Examiners Board

Ruby R. Chancellor

Rebecca A. Nelson

Eugene C. St. Martin

I.C. Turnley, Jr.

Roberta R. Connelley

Rosemary Passantino

William Sonnier, Jr.

Prison Enterprise Board

Charles Chatelain

John L. Smith

Public Safety and Corrections, Department of

Richard Stalder – Secretary

Stephen Hymel – Undersecretary

Racing Commission

Harry Avant

Lester Colomb

Susan Neck

Ray Todd

Ernest Colbert

Thomas Grimstead

James T. Shea

Bob Wright, Chairman

Real Estate Appraisal Certification Board

Gayle Atkins-Boudousquie

Heidi C. Lee

Leonard Pauley

R. Wayne Pugh

Larry Brawner

LeAnn C. Maxwell

Dale T. Plache

Red River Waterway Commission

Harmon R. Belgard

Regional and Local Economic Development Task Force

Adam Knapp

Regional Trauma Patient Care Statewide System Task Force

Robert Barham

Nicole Bartley

Sydney Mae Durand

Ross Judice

Bennett Landreneau

Norman E. McSwain

Jonathan Roberts

Steven S. Schumacher

Francis Thompson

Richard Turnage

Dwayne Adams

Brenda Singelmann

Colletta C. Barrett

Bill Bollier

Lester Johnson

Catherine Kitchen

W. Chapman Lee

J. Christopher Pilley

Tom Schedler

John A. Thomas

Chris Trevino

Rehabilitation Council, LA

Clyntie W. Martin

Revenue, Department of

Cynthia Bridges – Secretary

Clarence Lymon – Undersecretary

Murphy Painter – Assistant Secretary of Office of Tobacco Control

Kimberly Robinson – Assistant Secretary of the Office of Legal Affairs

Gwen Scott – Assistant Secretary of the Office of Tax Administration, Group II

Courtney Shepler – Assistant Secretary of the Office of Tax Administration, Group I

Kurt Van Brocklin – Assistant Secretary of the Office of Tax Administration, Group III

River Region Cancer Screening & Early Detection

Anita Bennett Cann

Sabine River Authority

Norman Arbuckle

Daniel W. Cupit

John DeBarge	Kenneth Freeman
Donald Lemieux	Therman Nash
Estella Scott	Ronald Steed, Sr.
Bobby Thrasher	Kermie Valentine
Stanley Vidrine	

Serve Commission

Cade Cole	Sibal Holt
Jennifer Jones-Bridgett	Helen M. Lewis
Porter "Cecil" Myers, Jr.	Elizabeth Oliver
Cecil Picard	Eugene Priestly
James Robertson	

Social Services, Department of

Ann Williamson – Secretary
 Terri Porche Ricks - Undersecretary
 Marketa Garner Gautreau – Assistant Secretary – Office of Community Services
 Adren Wilson – Office of Family Support

Social Works Examiners Board

Jeanette Jennings	Robert Showers
Janet Cothern Zelden	

Southern University Board of Supervisors

Dale Atkins	South Tangipahoa Parish Port Commission
Paul E. Hooks	Roy J. Roux, Jr.

Stadium & Exposition District Commissioners (L.S.E.D)

Timothy P. Coulon	Rosemary G. Patterson
Warren L. Reuther, Jr.	Sara Roberts
Craig E. Saporito	Clyde Simien

Tax Commission

Scott Brupbacher	Elizabeth Guglielmo
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Toledo Bend Reservoir Conservation Pool Level Advisory Council

Donald Bell	Bernard E. Boudreaux, Jr.
Foster Campbell	Greg Coco
Frank T. Davis	Murphy "Andy" Dreher
Kenneth Freeman	Edward Grabowski
Larry E. Kelly	Dale Sittig
Larry E. Slocum	Ronald "Ron" Talbot
Thomas Townsend	Jules F. Webb
James "Dennie" D. Williams	

Transportation & Development, Department of

Johnny Bradberry – Secretary
 Michael Bridges – Undersecretary

Veterans Affairs Commission

Charles Huggins

Washington Parish Reservoir Commission

Bob Bateman	Michael B. Burris
Louie "Mike" M. Creel	Henry Harrison
Marshall O. Jenkins	William "Bill" Jenkins
Charles E. Mizell	Huey Long Pierce
Ralph M. Pierce	D. Beryl Schilling

West Jefferson Levee District Board of Commissioners

Timothy Kerner

Wild Caught Shrimp

Lance Authement	Carla Dartez
Reggie Dupre	AJ Fabre
Julie Falgout	Butch Gautreaux
Clint Guidry	Wilfred Pierre
Preston Saltalamacchia	Don Schwab
Ernest Wooton	

Wildlife & Fisheries, Department of

William "Dwight" Landreneau - Secretary
 Janice Lansing – Undersecretary

Women's Policy & Research Commission

Vicki Bernard Burns	Bernadette G. D'Souza
Sydney Mae Durand	Helen Godfrey
Rose Harris	Paulette Irons
Cynthia Lavespere	Jeanette Magnus
Phyllis Mayo	Barbara Roy
Sheila Ryan	Lisa Anne Dumond Slatten
Jane Smith	Jacqueline Vines
Mary Lynn Wilkerson	Beth Willinger

Workers Compensation Corporation

Sybil Holt

Workforce Commission

John Freeman	Rex Dansby
Huey Lawson	Sibal Holt
Donna P. Smith	James Owens

**Privilege Report of the
Legislative Bureau**

May 18, 2004

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 7—

BY REPRESENTATIVES STRAIN, ERDEY, AND DANIEL

AN ACT

To name a portion of U.S. Highway 190 from the Mississippi River in East Baton Rouge Parish to the Louisiana-Mississippi state line the Ronald Reagan Highway; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 64—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 34:2101(A)(introductory paragraph), 2102(B), and 2103(introductory paragraph), relative to the West Calcasieu Port, Harbor, and Terminal District; to provide relative to the name of the district; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 219—

BY REPRESENTATIVE WALSWORTH

AN ACT

To enact R.S. 17:85.5, relative to naming a football stadium; to authorize the parish school board in certain parishes to name a football stadium in honor of a school board member; to provide limitations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 333—

BY REPRESENTATIVES SMILEY AND THOMPSON

AN ACT

To amend and reenact R.S. 48:274.1(B), relative to specific information logo signs; to require the Department of Transportation and Development to include "RV friendly" markers within the logo sign program; to authorize certain business establishments to include "RV friendly" markers on their logo signs; to provide relative to the design and issuance criteria for "RV friendly" markers; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 601—

BY REPRESENTATIVE BALDONE AND SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:323(B) and (C) and 500(B), relative to taking of shrimp; to provide possession limits for bait shrimp; to provide relative to gear size limits for recreational taking of shrimp; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 601 by Representative Baldone

AMENDMENT NO. 1

On page 2, line 6, change "No" to "A"

AMENDMENT NO. 2

On page 2, line 7, following "shall" and before "more" change "take at any time" to ", at any time, take no"

AMENDMENT NO. 3

On page 2, line 8, following "day" insert ", "

HOUSE BILL NO. 602—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 56:497(B)(2) and (C)(1), relative to saltwater shrimp; to provide relative to the methods of taking bait shrimp; to provide relative to a bait dealer's permit; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 603—

BY REPRESENTATIVES PIERRE AND ST. GERMAIN AND SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 56:8(84), 305(B)(17) and (G), 323(A), and 491(1) and to enact R.S. 56:305(B)(18) and 501, relative to commercial shrimping; to authorize commercial taking of freshwater shrimp in certain waters; to provide relative to nets and other conditions on such taking; to provide for a gear license and the fee therefor; to provide for the authority of the Wildlife and Fisheries Commission regarding freshwater commercial shrimping, including the authority to authorize such shrimping in additional locations; to provide penalties for violations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 628—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 47:820.2(B)(1)(a), relative to the Transportation Infrastructure Model for Economic Development Program; to provide relative to certain project descriptions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 631—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To repeal R.S. 48:35(E), relative to the Department of Transportation and Development general powers, duties, and functions; to repeal provisions requiring the Department of Transportation and Development to adopt rules for minimum safety standards for reflective work-site materials.

Reported without amendments.

HOUSE BILL NO. 634—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 36:801(introductory paragraph), relative to the Louisiana Transportation Authority; to provide relative to placement of the authority within the Department of Transportation and Development; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 636—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 36:508.3(A) and R.S. 38:84, relative to office of public works and intermodal transportation in the Department of Transportation and Development; to provide that the office is responsible for state administration of the National Flood Insurance Program; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 638—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 48:461.27, relative to outdoor advertising devices; to provide for permits for outdoor advertising devices in forestry management areas; to provide relative to applications for permits; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 695—

BY REPRESENTATIVE JACK SMITH
AN ACT

To enact Subpart C of Part V of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:291, relative to management of wild animals; to prohibit the intentional feeding of bears in the wild; to provide for penalties; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 695 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 8, following "hereby" and before "to" change "amended and reenacted" to "enacted"

HOUSE BILL NO. 733—

BY REPRESENTATIVE JACK SMITH AND SENATOR B. GAUTREAUX
AN ACT

To enact R.S. 56:6(31), relative to the powers of the Wildlife and Fisheries Commission; to authorize the commission to adopt regulations for the use of yo-yo or trigger device fishing gear upon the request of the department, a lake commission, fish and game commission, or watershed district; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1044—

BY REPRESENTATIVE MURRAY
AN ACT

To repeal R.S. 17:335 and 349.2, relative to operations and control of schools; to repeal antiquated and unconstitutional provisions relative to the operation and control of certain schools.

Reported without amendments.

HOUSE BILL NO. 1067—

BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 32:5, relative to the Louisiana Highway Regulatory Act; to authorize parade marshals to direct, control, and regulate traffic along or near parade routes in Lake Charles and Calcasieu Parish; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1102—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 34:3474(B)(1), relative to the Millennium Port Authority; to provide relative to membership on the board of commissioners; to authorize certain commissioners to appoint designees to serve on the board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1317—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 36:605(B)(8) and R.S. 43:31(A)(6), relative to the powers and duties of the secretary of the Department of Wildlife and Fisheries; authorizes the secretary to print certain materials to promote the recreational resources and programs of the department; to authorize printing of certain interdepartmental and intradepartmental communications; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lentini, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

May 18, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 185—

BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact Children's Code Articles 804(7), 832, 834, 835, 837, and 838 and to enact Children's Code Article 730(9), relative to juvenile delinquency proceedings; to provide for definitions; to provide relative to the appointment of members of the sanity commission; to provide for requirements relative to the report of the sanity commission; to provide with respect to procedures after a determination has been made regarding mental incapacity to proceed; to provide for procedures to be used when such capacity is regained; to provide for the grounds of a family in need of services proceeding; and to provide for related matters.

HOUSE BILL NO. 310—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:3103, 3104, 3105, 3108(B)(2) and (3), and 3112(5), to enact R.S. 22:3102(4) and 3112(14) and (15), and to repeal R.S. 22:231(H) and 236(10), relative to the Louisiana Safety Net Health Insurance Program; to transfer administration and oversight of the program from the Louisiana Health Plan to the Department of Insurance; to provide with respect to eligibility, plan of operation, producer requirements, minimal benefit hospital and medical policy provisions, and definitions; and to provide for related matters.

HOUSE BILL NO. 448—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 22:230.6, relative to health insurance; to provide for continuity of health care services under limited circumstances; and to provide for related matters.

HOUSE BILL NO. 1603—

BY REPRESENTATIVES MARCHAND AND MURRAY

AN ACT

To enact R.S. 40:1262, relative to smoking; to prohibit smoking in the Senator Nat G. Kiefer University of New Orleans Lakefront Arena; and to provide for related matters.

HOUSE BILL NO. 1605—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 18:441, 551(D), and 1461(A)(6), relative to political parties; to provide for recognition of certain political parties; to provide for procedures to object to recognition of certain political parties; to prohibit certain parties from being recognized; to provide relative to the application of provisions of law relative to state central committees and parish executive committees; to provide for certain party affiliations to appear on the ballot with candidates' names; to provide for penalties for deceiving or misinforming a voter relative to matters involving party affiliation; and to provide for related matters.

HOUSE BILL NO. 1655—

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 42:267 and to repeal R.S. 14:316, relative to naming public buildings and certain other public property in honor of a living person; to remove criminal penalties for violation of the prohibition on naming such buildings or property in honor of a

living person; to provide for the enforcement of the prohibition and of provisions requiring changing the name and removing evidence of the name; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 185—

BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact Children's Code Articles 804(7), 832, 834, 835, 837, and 838 and to enact Children's Code Article 730(9), relative to juvenile delinquency proceedings; to provide for definitions; to provide relative to the appointment of members of the sanity commission; to provide for requirements relative to the report of the sanity commission; to provide with respect to procedures after a determination has been made regarding mental incapacity to proceed; to provide for procedures to be used when such capacity is regained; to provide for the grounds of a family in need of services proceeding; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 310—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:3103, 3104, 3105, 3108(B)(2) and (3), and 3112(5), to enact R.S. 22:3102(4) and 3112(14) and (15), and to repeal R.S. 22:231(H) and 236(10), relative to the Louisiana Safety Net Health Insurance Program; to transfer administration and oversight of the program from the Louisiana Health Plan to the Department of Insurance; to provide with respect to eligibility, plan of operation, producer requirements, minimal benefit hospital and medical policy provisions, and definitions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 448—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 22:230.6, relative to health insurance; to provide for continuity of health care services under limited circumstances; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1603—

BY REPRESENTATIVES MARCHAND AND MURRAY

AN ACT

To enact R.S. 40:1262, relative to smoking; to prohibit smoking in the Senator Nat G. Kiefer University of New Orleans Lakefront Arena; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1605—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 18:441, 551(D), and 1461(A)(6), relative to political parties; to provide for recognition of certain political parties; to provide for procedures to object to recognition of certain political parties; to prohibit certain parties from being recognized; to provide relative to the application of provisions of law relative to state central committees and parish executive committees; to provide for certain party affiliations to appear on the ballot with candidates' names; to provide for penalties for deceiving or misinforming a voter relative to matters involving party affiliation; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1655—

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 42:267 and to repeal R.S. 14:316, relative to naming public buildings and certain other public property in honor of a living person; to remove criminal penalties for violation of the prohibition on naming such buildings or property in honor of a living person; to provide for the enforcement of the prohibition and of provisions requiring changing the name and removing evidence of the name; and to provide for related matters.

The bill was read by title; lies over under the rules.

Rules Suspended

Senator Theunissen asked for and obtained a suspension of the rules for the purpose of advancing to the order of House Concurrent Resolution on Second Reading and taking up House Concurrent Resolution No. 191 out of its regular order.

**House Concurrent Resolutions
on Second Reading**

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 191—

BY REPRESENTATIVES FLAVIN, FUTRELL, GEYMAN, E. GUILLORY, JOHNS, AND MORRISH AND SENATORS CAIN, MOUNT, AND THEUNISSEN

A CONCURRENT RESOLUTION

To commend the Louisiana National Guard's 256th Infantry Battalion of Lake Charles upon activation in support of Operation Iraqi Freedom and to extend support and prayers for a safe return home.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President

Adley

Amedee

Bajoie

Barham

Boasso

Boissiere

Cain

Chaisson

Cheek

Dardenne

Total—33

Duplessis

Dupre

Ellington

Fields

Fontenot

Gautreaux, B

Gautreaux, N

Hainkel

Hollis

Irons

Jackson

Jones

Kostelka

Lentini

Malone

Michot

Mount

Nevers

Romero

Schedler

Smith

Theunissen

NAYS

Total—0

ABSENT

Cravins

Heitmeier

Total—6

Holden

Marionneaux

McPherson

Ullo

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Morning Hour, Resumed

**House Bills and Joint Resolutions
on Second Reading to be Referred**

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 177—

BY REPRESENTATIVES MONTGOMERY AND JANE SMITH

AN ACT

To enact R.S. 17:2138(C), to provide for the applicability of certain requirements for admission to Louisiana public colleges and universities, including minimum scores on specified tests; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 184—

BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact Children's Code Articles 116(10), 897.1, and 901(E) and R.S. 15:906(B) and 908(A), to enact Children's Code Article 116(24.1) and (24.2), and to repeal Children's Code Article 728(3.1), relative to the confinement of children adjudicated delinquent; to provide for a list of offenses which require confinement; to provide for definitions; to provide for age limitations with respect to the confinement of children; to provide for the furlough of children adjudicated delinquent of certain crimes; to provide for the preparation of a transitional plan; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 190—

BY REPRESENTATIVE DEWITT
AN ACT

To enact R.S. 27:21.1, relative to the Louisiana Gaming Control Law; to require certain gaming licensees and the casino gaming operator to submit a report of the names of all entities providing professional services to those licensees and the casino gaming operator; to provide for definitions; to provide for the imposition of sanctions; to provide for the adoption of rules; to provide for quarterly submission of the report; to provide for exceptions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 233—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 30:2057(B)(6) and to enact R.S. 30:2057(B)(7), relative to air quality; to provide for exceptions to requirements for the discharge of air contaminants or noise pollution; to provide for bonfires in certain parishes during the month of December; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Environmental Quality.

HOUSE BILL NO. 490—

BY REPRESENTATIVE RITCHIE
AN ACT

To repeal R.S. 24:513(A)(1)(b)(v) and (I)(3), relative to the entities subject to audit and review by the legislative auditor; to remove provisions relative to the authority of the legislative auditor to audit certain organizations subject to the open meetings laws which derive a portion of their income from any public agency or body; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 846—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 30:2418(G), (H)(3) and (4), (I), (J), and (O)(3), relative to waste tires; to provide for fees collected on the sale of tires; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Environmental Quality.

HOUSE BILL NO. 911—

BY REPRESENTATIVES LANCASTER, FRITH, MARCHAND,
MURRAY, PINAC, T. POWELL, RITCHIE, STRAIN, TRAHAN,
TUCKER, AND WHITE

AN ACT

To amend and reenact Chapter 7 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:551 through 570.6, relative to foreign banks; to provide for functions and powers of such banks; to provide for certain prohibited activities; to provide for certain additional powers and functions of foreign banks in Louisiana; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

HOUSE BILL NO. 1001—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:1732, 1734(introductory paragraph), (2), and (5), and 1735 through 1737 and to enact R.S. 22:1734(7) and 1738 through 1741, relative to long-term care insurance; to provide for scope; to provide for definitions; to provide for disclosure and performance standards; to provide for nonforfeiture benefits; to provide for regulations; to provide for penalties; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 1039—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:52(2)(g) and to enact Chapter 5-A of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:560.1 through 560.3, relative to Louisiana agricultural development; to provide for definitions; to prohibit limitations on agricultural and aquacultural markets; to provide relative to the Riverboat Gaming Commission; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Agriculture, Forestry, Aquaculture and Rural Development.

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose taking up at this time.

Introduction of Senate Concurrent Resolutions

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolution a first and second time and acting upon it as follows:

SENATE CONCURRENT RESOLUTION NO. 112—

BY SENATOR DARDENNE
A CONCURRENT RESOLUTION

To recognize and commend Baton Rouge strength training and weightlifting coach, Gayle Hatch on being named as the head coach of the men's 2004 United States Olympic Weightlifting Team to be held in Athens, Greece, August 14-25, 2004.

The resolution was read by title. Senator Dardenne moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Irons	Schedler
Dardenne	Jackson	Smith
Duplessis	Jones	Theunissen
Total—36		

NAYS

Total—0

ABSENT

Cravins	Holden	Ullo
Total—3		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**House Bills and Joint Resolutions
on Second Reading to be Referred, Resumed**

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 1108—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 47:1907(A)(1), relative to annual compensation of tax assessors; to provide for alternative population data for establishing the maximum compensation rate; to provide for the compensation in parishes with a population of four hundred thousand or more; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1180—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 24:513(I)(1)(a) and (c)(ii), (iii), and (iv), relative to the powers and duties of the legislative auditor; to provide relative to discretion of auditor to determine frequency of audit and level of assurance required, depending on amount of revenue received by auditee; to provide relative to amounts of revenue received by auditee; to provide relative to frequency of audits and levels of assurances required for audits; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1181—

BY REPRESENTATIVES DANIEL AND BROOME

AN ACT

To amend and reenact R.S. 33:2881 and R.S. 47:2183(C)(1) and (E), relative to tax sales of immovable property and acquisition of adjudicated property from a political subdivision; to provide with respect to notice of sale by tax sale purchaser; to provide relative to the affidavit authorized to be filed by the purchaser or donee of property adjudicated to a political subdivision; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1202—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 27:301(B)(12), relative to the definition of a restaurant; to amend the definition of a restaurant as provided for in the Video Draw Poker Devices Control Law; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 1361—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 22:3053(A)(2), to enact R.S. 22:3053.1, and to repeal R.S. 22:3059(A)(1), (2), and (3) and (C) and 3064, relative to the sale of insurance products; to provide for financial institutions; to provide for statements; to provide for marketing; to provide for records; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 1451—

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 49:992(D)(2), relative to the division of administrative law; to provide for adjudications and hearings functions of the Department of Health and Hospitals; to provide for adjudications and hearings functions of the Department of Social Services; to provide for the delegation of certain functions and authority to the division of administrative law; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1499—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 22:6(16)(a), relative to credit life, health, and accident insurance; to provide for requirements; to provide for credit obligations; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 1504—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 39:1405.3, relative to the issuance of industrial revenue bonds; to require the approval of the issuance of such bonds by local governmental entities prior to State Bond Commission approval; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1510—
BY REPRESENTATIVE DORSEY
AN ACT

To enact R.S. 40:1379.5, relative to the powers, functions, and duties of public safety services of the Department of Public Safety and Corrections; to provide that public safety services shall be responsible for the performance of certain functions and duties within the state capitol complex; to provide relative to the responsibility of the deputy secretary for public safety services relative to such functions and duties; to define the state capitol complex for such purposes; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1545—
BY REPRESENTATIVES MARTINY AND BRUCE
AN ACT

To amend and reenact R.S. 27:311(H) and (K)(4), relative to video draw poker device fees; to provide that processing fees are collected annually; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 1562—
BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 17:1201(C)(1)(b), relative to sick leave for members of the teaching staff of public schools; to extend the time period on sick leave required to be provided to a member of such staff who while acting in his official capacity is injured or disabled as a result of physical contact with a student while providing physical assistance to a student for certain purposes; to provide relative to physician certification of such injury or disability; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 1624—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 4:714(B), relative to charitable gaming prizes; to increase the amount of prizes which may be awarded in any one session; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 1692—
BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 22:613(C)(2) and to enact R.S. 22:613(C)(4) and (5), relative to insurable interest; to provide for the insurable interest of an employer in the life of an employee; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**House Concurrent Resolutions
on Second Reading**

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 101—
BY REPRESENTATIVE MONTGOMERY
A CONCURRENT RESOLUTION

To amend a Department of Health and Hospitals' rule which amends current Medicaid eligibility policy governing the treatment of annuities and to direct the Louisiana Register to print the amendment in the Louisiana Administrative Code.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Health and Welfare.

HOUSE CONCURRENT RESOLUTION NO. 188—
BY REPRESENTATIVE BAUDOUIN
A CONCURRENT RESOLUTION

To urge and request that members of the legislature set an example on the importance of recycling by recycling the enormous amount of paper received by the members during a legislative day.

The resolution was read by title. Senator Hines moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Irons	Schedler
Dardenne	Jackson	Smith
Duplessis	Jones	Theunissen
Dupre	Kostelka	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bajoie Cravins Holden
Total—3

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 192—
BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To recognize Thursday, June 10, 2004, as Lady Tigers Day at the Louisiana State Capitol in honor of the remarkable achievements of the Louisiana State University Lady Tigers basketball team.

The resolution was read by title. Senator Fields moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Irons	Schedler
Dardenne	Jackson	Smith
Duplessis	Jones	Theunissen
Dupre	Kostelka	Ullo
Total—36		

NAYS

Total—0

ABSENT

Boasso Cravins Holden
Total—3

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY B

Senator Marionneaux, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 18, 2004

To the President and Members of the Senate:

I am directed by your Committee on Judiciary B to submit the following report:

SENATE BILL NO. 221—

BY SENATOR CRAVINS

AN ACT

To enact Code of Criminal Procedure Art.905.5.2, relative to imposition of the death penalty; to prohibit imposition of the death penalty for a juvenile offender convicted of a capital offense when the offense for which he was convicted occurred prior to his eighteenth birthday; and to provide for related matters.

Reported with amendment.

SENATE BILL NO. 657—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 13:1384, relative to criminal district courts; to provide for funding of certain positions or office; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 804—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 33:2345(E), relative to training of municipal police chiefs; to provide an exception for a police chief who has served as a law enforcement officer in the state for at least thirty years; and to provide for related matters.

Reported unfavorably.

SENATE BILL NO. 859—

BY SENATOR ROMERO

AN ACT

To enact R.S. 27:403, relative to the Louisiana Gaming Control Law; to provide with respect to the status of licenses issued in good faith reliance on a survey which was wrong; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 97—

BY REPRESENTATIVE SALTER

AN ACT

To enact Children's Code Article 815(E), relative to preadjudication custody of children; to provide with respect to the costs of such custody; to provide for the responsibility of bearing such costs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 132—

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 15:254.8, relative to compensation of off-duty law enforcement officers subpoenaed to testify in the mayor's court of Vinton; to require the clerk of the town of Vinton to pay witness fees when off-duty law enforcement officers are subpoenaed to testify; to provide for certification requirements;

to provide for maximum allowable fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 155—

BY REPRESENTATIVES MARTINY, ANSARDI, DAMICO, LANCASTER, SCALISE, TOOMY, AND WOOTON AND SENATORS BOISSIERE, LENTINI, AND ULLO

AN ACT

To amend and reenact R.S. 15:705(A)(2), relative to food and clothing provisions for prisoners; to provide with respect to reimbursement from an inmate for certain expenses associated with incarceration; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1330—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To enact R.S. 33:1429.1, relative to law enforcement; to authorize certain sheriffs to engage in cooperative endeavors with other law enforcement agencies within the parish for law enforcement purposes, including providing funds to other law enforcement agencies in the parish; to provide limitations; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT MARIONNEAUX, JR.
Chairman

REPORT OF COMMITTEE ON

ENVIRONMENTAL QUALITY

Senator Fontenot, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

May 18, 2004

To the President and Members of the Senate:

I am directed by your Committee on Environmental Quality to submit the following report:

HOUSE BILL NO. 303—

BY REPRESENTATIVES R. CARTER AND MCVEA AND SENATOR NEVERS

AN ACT

To enact R.S. 30:2154(B)(2)(g), relative to solid waste; to provide for the authority of the secretary of the Department of Environmental Quality; to provide for the registration and permitting of certain solid waste facilities in St. Helena Parish; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
HEULETTE "CLO" FONTENOT
Chairman

REPORT OF COMMITTEE ON

JUDICIARY C

Senator Chaisson, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

May 18, 2004

To the President and Members of the Senate:

I am directed by your Committee on Judiciary C to submit the following report:

SENATE BILL NO. 364—

BY SENATOR ROMERO

AN ACT

To enact R.S. 16:2(F), relative to the district attorney for the Sixteenth Judicial District; to provide for contributions from the parish school boards and governing authorities in the parishes of Iberia, St. Mary and St. Martin to defray costs of representation; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 544—

BY SENATORS HOLDEN AND JACKSON

AN ACT

To amend and reenact Code of Criminal Procedure Art. 905.5.1(C) and the introductory paragraph of Code of Criminal Procedure Art. 905.5.1(H)(2), and to repeal Code of Criminal Procedure Art. 905.5.1(E) and (G), relative to sentencing in capital cases; to provide relative to mental retardation; to provide that certain psychologists be included in the determination of the defendants' mental capacity; to provide that a defendant who claims to be mentally retarded does not waive certain rights; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 781—

BY SENATOR LENTINI

AN ACT

To enact R.S. 15:567.1, relative to capital cases; to provide with respect to mental incapacity to proceed to execution; to provide for procedures authorizing a defendant to raise the issue of mental incapacity to proceed to execution; to provide for the filing of a petition and to provide for the contents of that petition; to provide with respect to the burden of proof and the introduction of evidence; to provide for the submission of certain records, data, reports, and other information; to provide for a waiver of confidentiality and privilege with respect to information submitted; to provide for an independent psychological or psychiatric examination; to provide for the dismissal of the petition in certain circumstances; to provide with respect to treatment of a defendant found to be incompetent to proceed to execution; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 19—
BY REPRESENTATIVE SHEPHERD
AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A)(3), relative to criminal verdicts; to add the crime of negligent homicide as a responsive verdict to the crime of second degree murder; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 247—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 14:67.2(A) and (C)(introductory paragraph) and to enact R.S. 14:67.2(B)(4), relative to theft; to provide with respect to theft of animals; to authorize courts to order restitution in certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 561—
BY REPRESENTATIVES WALSWORTH, KATZ, AND THOMPSON
AN ACT

To enact R.S. 14:61, relative to unauthorized entry of a critical infrastructure; to define unauthorized entry of a critical infrastructure; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 574—
BY REPRESENTATIVES MORRISH, BRUCE, AND ROMERO
AN ACT

To amend and reenact R.S. 15:572.4(D), relative to reprieve and pardon of offenders; to provide with respect to the time periods in which certain offenders may apply for a pardon or commutation of sentence; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 640—
BY REPRESENTATIVES M. GUILLORY, MARTINY, RICHMOND,
BADON AND BROOME
AN ACT

To enact R.S. 14:106.3, relative to offenses affecting the general peace and order; to create the crime of unlawful exhibition of sexually explicit material in a motor vehicle; to provide for penalties; to provide for definitions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 994—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 14:222.1, relative to the crime of unauthorized interception, interference with, or retransmission of services offered over a cable television system; to provide for definitions; to provide for penalties for violations; to provide relative to disposition of equipment; to provide for an effective date; to provide for elements of the crime; to provide for exceptions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1111—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 40:1049(E), relative to transactions involving proceeds from drug offenses; to provide that the term of imprisonment be served with or without hard labor; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOEL T. CHAISSON, II
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 842—
BY SENATOR ROMERO
AN ACT

To enact Chapter 45 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3301 through 3313, inclusive, relative to the Acadiana Gulf of Mexico Access Channel; to provide relative to objects and purpose, powers, coordination and cooperation; to authorize certain expropriation powers of the department; to provide relative to duties of the Department of Transportation and Development; to provide relative to the Acadiana Gulf of Mexico Access Channel; to provide certain procedures, terms, and conditions; to authorize certain activities; and to provide for related matters.

Reported favorably by the Committee on Finance. On motion of Senator Heitmeier, the bill was read by title and passed to a third reading.

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 471—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 47:2110(A)(2)(i), relative to the ad valorem tax; to provide for the timely payment of taxes paid under protest; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 593—

BY REPRESENTATIVES ALARIO AND SALTER AND SENATORS HEITMEIER AND HINES

AN ACT

To amend and reenact R.S. 39:1537(6), relative to the risk management program; to eliminate the requirement for submission of a yearly cost comparison between commercial and self-insurance lines of coverage; to provide for inclusion of certain data comparisons in the annual report; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by the Senate Committee on Finance to Engrossed House Bill No. 593 by Representative Alario

AMENDMENT NO. 1

On page 1, line 15, after "~~coverage~~" delete the remainder of the line and delete lines 16 and 17, and insert the following:

"(i) Data comparison of self-insurance programs in other states, including data as to loss experience, payment of claims, and operating expenses for these programs.

(ii) Differences in program structure of the self-insurance programs in other states with recommendations as may be necessary to become more efficient and cost effective.

(iii) Any additional information or comparisons which will assist in determining the efficiency and potential for savings of a self-insurance program as compared to commercial insurance or other alternatives for providing liability coverage."

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 880—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1522, relative to the Department of Revenue; to authorize the secretary to enter into contracts to conduct alternative dispute resolution to assist in the collection of any taxes, penalties, or interest due; to limit the total tax liability subject to arbitration or mediation to five million dollars; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1115—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1606, relative to the Department of Revenue; to authorize the Department of Revenue to assess a distraint cost penalty; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to reengrossed House Bill No. 1115 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 8, change "collector" to "~~collector~~ secretary."

AMENDMENT NO. 2

On page 1, line 11, after "procedure" delete the period "." and insert: "as evidenced by receipts from third parties, provided that the amount charged by a third party for distraint concerning the seizure of a vehicle shall not exceed two hundred seventy five dollars."

On motion of Senator Mount, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1472—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 35:281, relative to the certain filings with the board of assessors in Orleans Parish; to require taxpayers to notify the board of change; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1575 (Substitute for HB No. 1219 by Representative Hammett)—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1561.1(A), relative to the Department of Revenue; to authorize the Department of Revenue to assess certain costs in officer liability actions; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1696 (Substitute for House Bill No. 1303 by Representative Hammett)—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1621(E) and 1624(A) and to enact R.S. 47:115(C), relative to refunds and credits; to provide for certain situations in which interest on refunds of overpayments will begin to accrue; to provide for the recovery of credits given for overpayments later deemed invalid; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1696 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 47:1621(E) and 1624(A)" and insert: "R.S. 47:105(A), 116(C) and (F), 1621(E), and 1624(A)"

AMENDMENT NO. 2

On page 1, line 5, after "invalid;" insert: "to provide for declaration of estimated tax by individuals; to provide for time of payment of individual income tax;"

AMENDMENT NO. 3

On page 1, line 8, delete "R.S. 47:1621(E) and 1624(A)" and insert: "R.S. 47:105(A), 116(C) and (F), 1621(E), and 1624(A)"

AMENDMENT NO. 4

On page 1, between lines 9 and 10 insert:

"§105. Payment of tax

A. Time of payment

The total amount of tax on a calendar or fiscal year income tax return shall be paid on ~~the earlier of the date the return is actually filed or~~ the date the return is required by law to be filed determined without regard to any extension of time for filing the return. The full amount of tax disclosed by the return as filed shall constitute an assessment at that time, and shall be recorded as an assessment in the records of the secretary.

* * *

AMENDMENT NO. 5

On page 2, between lines 10 and 11 insert:

"§116. Declarations of estimated tax by individuals

* * *

C. Estimated tax. For purposes of this Chapter the term "estimated tax" means the amount which the individual estimates as the amount of the income tax imposed by this Chapter for the taxable year, minus the amount which the individual estimates as the sum of any credits allowable against tax ~~provided by R.S. 47:33 and R.S. 47:115A.~~

* * *

F. Return as declaration or amendment. If on or before January 31, or March 1, in the case of an individual referred to in Section 117B, relating to income from farming, of the succeeding taxable year the taxpayer files a return for the taxable year for which the declaration is required and pays in full the amount computed on the return as payable, then, under regulations prescribed by the ~~collector~~ secretary such return shall be considered as the amendment of the declaration permitted by Subsection E to be filed on or before January 15 only if the declaration is not required to be filed during the taxable year, but is required to be filed on or before January 15, such return shall be considered as such declaration; and if the tax shown on the return, reduced by the sum of ~~the credits against tax provided by R.S. 47:33 and R.S. 47:115A,~~ any credits allowable against tax is greater than the estimated tax shown in a declaration previously made, or in the last amendment thereof.

* * *

AMENDMENT NO. 6

On page 3, delete lines 5 and 6, and insert:

"Section 3. The provisions of this Act shall apply to tax years beginning on and after January 1, 2004 and to any refunds claimed after December 31, 2004 notwithstanding the tax year to which they apply.

Section 4. This Act shall become effective January 1, 2005."

On motion of Senator Mount, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

Reconsideration

On motion of Senator Mount, pursuant to the previous notice given, the vote by which the following bill failed to pass on Monday, May 17, 2004 was reconsidered.

SENATE BILL NO. 23—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 4:144, relative to the Louisiana State Racing Commission; to increase the at-large membership of the commission; and to provide for related matters.

On motion of Senator Mount, the bill was read by title and returned to the Calendar, subject to call.

**Senate and Concurrent Resolutions
to be Adopted, Subject to Call**

The following Senate and Concurrent Resolutions to be adopted, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Fields asked that Senate Concurrent Resolution No. 35 be called from the Calendar at this time.

SENATE CONCURRENT RESOLUTION NO. 35—

BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To urge and request the East Baton Rouge Parish School Board to direct all school system employees to follow all state laws and rules and school board policies governing assignment of bus routes and requirements for in-service training of school bus operators.

The resolution was read by title. Senator Fields moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee

Ellington
Fields
Fontenot

Lentini
Marionneaux
McPherson

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May 18, 2004

27th DAY'S PROCEEDINGS

Barham	Gautreaux, B	Michot
Boissiere	Gautreaux, N	Mount
Cain	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Irons	Schedler
Dardenne	Jackson	Smith
Duplessis	Jones	Theunissen
Dupre	Kostelka	Ullo
Total—33		

NAYS

Total—0

ABSENT

Bajoie	Cravins	Holden
Boasso	Hainkel	Malone
Total—6		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Senator Fields in the Chair

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

SENATE BILL NO. 124— BY SENATORS MICHOT AND SCHEDLER AN ACT

To amend and reenact R.S. 39:1593.1(A), relative to group purchasing contracts of the Louisiana State University Health Sciences Center; to require certain Louisiana distributors be included in certain group purchasing contracts; to provide for exclusion; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 124 by Senator Michot

AMENDMENT NO. 1

On page 1, line 3, after "to require" insert "that"

AMENDMENT NO. 2

On page 1, line 17, after "contract" insert the following: "and if such distributor can provide the same product at the same price or better price with the same delivery as any other distributor of the particular product"

On motion of Senator Schedler, the amendments were adopted.

Floor Amendments Sent Up

Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Engrossed Senate Bill No. 124 by Senator Michot and Senator Schedler

AMENDMENT NO. 1

On page 2, line 3, after "Louisiana," delete remainder of the line and delete line 4

AMENDMENT NO. 2

On page 2, line 5, delete "in gross revenues annually for the past three years;" and change "five" to "three"

AMENDMENT NO. 3

On page 2, line 10, after "vendors," and delete the remainder of the line

On motion of Senator Duplessis, the amendments were adopted.

The bill was read by title. Senator Michot moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Irons	Schedler
Dardenne	Jackson	Smith
Duplessis	Jones	Theunissen
Dupre	Kostelka	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bajoie	Cravins	Holden
Total—3		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 367—

BY SENATORS HINES AND CHEEK
AN ACT

To amend and reenact R.S. 33:2011(B), relative to health insurance; to provide with respect to the fire department; to provide for the classification of certain types of cancer as occupational diseases or infirmities connected with the duties of a firefighter; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 367 by Senator Hines

AMENDMENT NO. 1

On page 1, line 15, following "**kidney**," delete "**lymphoma, multiple myeloma**,"

AMENDMENT NO. 2

On page 1, line 16, following "leukemia" and before "." insert "**lymphoma, multiple myeloma**"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Hines moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Kostelka
Adley	Dupre	Lentini
Amedee	Ellington	Malone
Bajoie	Fields	Marionneaux
Barham	Fontenot	McPherson
Boasso	Gautreaux, B	Michot
Boissiere	Gautreaux, N	Mount
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Dardenne	Jones	Ullo
Total—33		

NAYS

Hainkel	Theunissen
Total—2	

ABSENT

Cravins	Jackson
Holden	Nevers
Total—4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 387—

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 37:935, relative to the practice of registered nursing; to provide authority for registered nurses to administer analgesic doses of anesthetic agents; to provide for the delegation of this authority to licensed practical nurses under certain circumstances; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 387 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 3, after "agents;" delete the remainder of the line and line 4

AMENDMENT NO. 2

On page 1, line 5, delete the line and insert "and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 10, delete "A."

AMENDMENT NO. 4

On page 1, delete line 17

AMENDMENT NO. 5

On page 2, delete lines 1 through 3

On motion of Senator McPherson, the amendments were adopted.

The bill was read by title. Senator McPherson moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux, B	Mount
Barham	Gautreaux, N	Nevers
Boissiere	Hollis	Romero
Cain	Irons	Schedler
Cheek	Jones	Smith
Dardenne	Kostelka	Ullo

Duplessis
Dupre
Total—31

Lentini
Malone

NAYS

Heitmeier
Total—2

Theunissen

ABSENT

Boasso
Chaisson
Total—6

Cravins
Hainkel

Holden
Jackson

The Chair declared the amended bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 479—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 42:1119(B)(2)(b)(i), relative to nepotism; to provide that a licensed physician or registered nurse who is an immediate family member of a hospital service district board or authority member may be employed by such hospital service district based on population; to increase the population limits; to provide for recusal; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Boasso
Boissiere
Cain
Chaisson
Cheek
Duplessis
Dupre
Total—35

Ellington
Fields
Fontenot
Gautreaux, B
Gautreaux, N
Heitmeier
Hollis
Irons
Jackson
Jones
Kostelka
Lentini

Malone
Marionneaux
McPherson
Michot
Mount
Nevers
Romero
Schedler
Smith
Theunissen
Ullo

NAYS

Dardenne
Total—1

ABSENT

Cravins
Total—3

Hainkel

Holden

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 549—

BY SENATOR IRONS

AN ACT

To enact R.S. 22:215.26, relative to health insurance; to provide for coverage for the treatment of certain medically necessary substance related disorders; and to provide for related matters.

On motion of Senator Irons, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 553—

BY SENATOR DUPRE

AN ACT

To enact R.S. 22:1430.18, relative to property insurance; to provide certain requirements for coverage and issuance of property insurance by the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Boasso
Boissiere
Cain
Chaisson
Cheek
Dardenne
Duplessis
Total—36

Dupre
Ellington
Fields
Fontenot
Gautreaux, B
Gautreaux, N
Heitmeier
Hollis
Irons
Jackson
Jones
Kostelka

Lentini
Malone
Marionneaux
McPherson
Michot
Mount
Nevers
Romero
Schedler
Smith
Theunissen
Ullo

NAYS

Total—0

ABSENT

Cravins
Total—3

Hainkel

Holden

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 577—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 42:1102(22)(a), relative to the Code of Governmental Ethics; to

revise the definition of thing of economic value; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 577 by Senator McPherson

AMENDMENT NO. 1

On page 1, between lines 4 and 5 insert "Be it enacted by the Legislature of Louisiana:"

On motion of Senator Lentini, the amendments were adopted.

On motion of Senator McPherson, the amended bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 586— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 32:1254(N)(3)(f)(i), (iii), and (v) and to enact R.S. 32:1253.1 and 1254.2, relative to motor vehicles; to authorize the Motor Vehicle Commission to render advisory opinions relative to the distribution and sale of motor vehicles; to provide a procedure for applying to the commission for an advisory opinion and for declaratory orders; to provide relative to sales conditioned on financing; to provide certain requirements for suppliers of mechanical repairs and services for motor vehicles; and to provide for related matters.

On motion of Senator Dardenne, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 621— BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 15:1202(A)(introductory paragraph), 1204.1(A) and (B)(11), R.S. 36:4(A) and 401(B)(2) and (4) and (C)(1), and 405(A)(1)(c), R.S. 39:21.3(D)(1) and (3), and R.S. 46:2602(B)(3); to enact R.S. 11:601.1 and 711, R.S. 15:1202(A)(27), 1228.2(10), and 1228.3(14), and Chapter 4 of Title 36 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 36:151 through 158, and R.S. 39:21.3(D)(2)(f); to repeal R.S. 36:408(H); and to amend certain provisions if and as amended and reenacted by the Act which originated as House Bill No. 1276 of this 2004 Regular Session of the Legislature; to provide relative to children, youth, and families services; to create and provide for the Department of Children, Youth and Families; to provide for the structure, organization, and functions of the department and its offices; to provide for the powers, duties, functions, and responsibilities of department officers; to provide relative to membership and functions of related boards, commissions, and like entities; to provide for the transfer of agencies into the department and the powers, duties, function, and responsibilities thereof and of the department officers relative thereto; to provide for

implementation; to provide for effective dates; and to provide for related matters.

On motion of Senator Cravins, the bill was read by title and recommitted to the Committee on Finance.

SENATE BILL NO. 676— BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 38:2212.3, relative to public contracts; to provide for bids; rejecting all bids domiciled outside the United States; and to provide for related matters.

On motion of Senator Cravins, the bill was read by title and returned to the Calendar, subject to call.

Mr. President in the Chair

SENATE BILL NO. 691— BY SENATOR JACKSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 46:153.3(D)(2) and R.S. 46:153.3(D)(2)(c) through (s), relative to the Medicaid Pharmaceutical and Therapeutics Committee; to provide for changes with respect to who shall be appointed to the committee; and to provide for related matters.

The bill was read by title. Senator Jackson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Cravins	Heitmeier
Amedee	Duplessis	Irons
Bajoie	Dupre	Jackson
Boissiere	Ellington	Jones
Cain	Fields	Lentini
Chaisson	Fontenot	McPherson
Cheek	Gautreaux, N	
Total—20		

NAYS

Adley	Hollis	Nevers
Barham	Kostelka	Romero
Boasso	Malone	Schedler
Dardenne	Marionneaux	Smith
Gautreaux, B	Michot	Theunissen
Hainkel	Mount	Ullo
Total—18		

ABSENT

Holden
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Jackson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 702—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 43:19.1, relative to official records; to permit certain records to be made accessible on the official Internet web site or portal of the Louisiana State Legislature; and to provide for related matters.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux, B	Mount
Boasso	Gautreaux, N	Nevers
Boissiere	Hainkel	Romero
Cain	Heitmeier	Schedler
Chaisson	Hollis	Smith
Cheek	Irons	Theunissen
Cravins	Jackson	Ullo
Dardenne	Jones	
Duplessis	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Holden	Kostelka
Total—2	

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 716—
BY SENATORS HAINKEL AND MARRIONEUX

AN ACT

To enact R.S. 1:58.3, relative to state holidays; to establish Ronald Reagan Day as an annual observance; and to provide for related matters.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson

Bajoie	Fontenot	Michot
Barham	Gautreaux, B	Mount
Boasso	Gautreaux, N	Nevers
Boissiere	Hainkel	Romero
Cain	Heitmeier	Schedler
Chaisson	Hollis	Smith
Cheek	Irons	Theunissen
Cravins	Jackson	Ullo
Dardenne	Jones	
Duplessis	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Holden	Kostelka
Total—2	

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 723—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 42:1113(A) and to enact 42:1112(E), relative to hospital service districts; to provide with respect to participation in certain transactions and prohibited contractual arrangements for physicians appointed to boards of hospital service districts; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—36		

NAYS

Dardenne
Total—1

ABSENT

Holden	Kostelka
--------	----------

Total—2

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 844—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 42:851.1, relative to health insurance; to authorize reimbursement to public officials for certain health insurance premiums; and to provide for related matters.

On motion of Senator Fontenot, the bill was read by title and returned to the Calendar, subject to call.

Rules Suspended

Senator Mount asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Bills and Joint Resolutions on
Third Reading and Final Passage,
Subject to Call**

The following Senate Bills and Joint Resolutions on third reading and final passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Mount asked that Senate Bill No. 23 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 23—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 4:144, relative to the Louisiana State Racing Commission; to increase the at-large membership of the commission; and to provide for related matters.

Floor Amendments Sent Up

Senator Malone sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Engrossed Senate Bill No. 23 by Senator Mount

AMENDMENT NO. 1

On page 1, line 15, after "and" insert "**additionally**" and after "persons" delete "at large" and insert "**at large, who shall each be domiciled in each of the following parishes respectively: Calcasieu, St. Landry, Bossier and Orleans,**"

AMENDMENT NO. 2

On page 1, line 16, after "governor." insert "**There shall be no more than one person appointed to the commission from any one parish.**"

On motion of Senator Malone, the amendments were adopted.

The bill was read by title. Senator Mount moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Cain	Gautreaux, B	Michot
Chaisson	Gautreaux, N	Mount
Cheek	Hollis	Schedler
Cravins	Jackson	Smith
Duplessis	Jones	Theunissen
Total—27		

NAYS

Barham	Heitmeier	Romero
Boissiere	Irons	Ullo
Dardenne	Lentini	
Hainkel	Nevers	
Total—10		

ABSENT

Boasso	Holden
Total—2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Dardenne asked that Senate Bill No. 586 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 586—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 32:1254(N)(3)(f)(i), (iii), and (v) and to enact R.S. 32:1253.1 and 1254.2, relative to motor vehicles; to authorize the Motor Vehicle Commission to render advisory opinions relative to the distribution and sale of motor vehicles; to provide a procedure for applying to the commission for an advisory opinion and for declaratory orders; to provide relative to sales conditioned on financing; to provide certain requirements for suppliers of mechanical repairs and services for motor vehicles; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 586 by Senator Dardenne

AMENDMENT NO. 1

On page 2, between lines 18 and 19, insert "* * *"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed Senate Bill No. 586 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete remainder of the line and insert "R.S. 32:"

AMENDMENT NO. 2

On page 1 delete lines 11 through 17 and insert the following: "and R.S. 32:1254.2 is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 2 delete lines 1 through 15.

On motion of Senator Dardenne, the amendments were adopted.

The bill was read by title. Senator Dardenne moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Holden
Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Senate Bills and Joint Resolutions on
Third Reading
and Final Passage, Resumed**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

SENATE BILL NO. 142—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 33:4094.1(C), relative to the city of New Orleans; to extend the authorization for a voter-approved drainage tax within the city; and to provide for related matters.

The bill was read by title. Senator Boissiere moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Holden
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 253—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:103(B) and (C)(1), 104(A)(3) and (4), and 140(A); relative to nongame quadrupeds; to include bobcats in the open season for taking nongame quadrupeds; and to provide for related matters.

Motion

Senator McPherson moved to return the bill to the Involuntary Calendar.

Senator B. Gautreaux objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Fields	McPherson
Barham	Fontenot	Romero
Boasso	Heitmeier	Schedler
Cheek	Hollis	Smith
Dardenne	Kostelka	Theunissen
Ellington	Marionneaux	
Total—17		

NAYS

Amedee	Duplessis	Malone
Bajoie	Dupre	Michot
Boissiere	Gautreaux, B	Mount
Cain	Gautreaux, N	Nevers
Chaisson	Irons	Ullo
Cravins	Lentini	
Total—17		

ABSENT

Mr. President	Holden	Jones
Hainkel	Jackson	
Total—5		

The Chair declared the Senate refused to return the bill to the Involuntary Calendar.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie	Fields	Lentini
Boissiere	Gautreaux, B	Malone
Cain	Gautreaux, N	Marionneaux
Chaisson	Irons	Michot
Duplessis	Jackson	Mount
Dupre	Kostelka	Schedler
Total—18		

NAYS

Adley	Ellington	Nevers
Amedee	Fontenot	Romero
Barham	Hainkel	Smith
Boasso	Heitmeier	Theunissen
Cheek	Hollis	Ullo

Cravins
Dardenne
Total—19

Jones
McPherson

ABSENT

Mr. President
Total—2

Holden

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator B. Gautreaux, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

SENATE BILL NO. 304—
BY SENATOR HOLDEN**AN ACT**

To enact R.S. 33:2504(D) and (E), relative to political activities; to provide with respect to the prohibition against certain political activities by persons in the classified service; to provide that the prohibition shall not apply to any labor organization representing law enforcement officers or firefighters or to any officer of a labor organization representing law enforcement officers or firefighters while acting in such capacity; to provide for the effectiveness of this Act; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 305—
BY SENATOR HOLDEN**A JOINT RESOLUTION**

Proposing to amend Article X, Section 20 of the Constitution of Louisiana, relative to political activities; to provide that the provisions of Article XIV, Section 15.1, Paragraph 34 of the Constitution of 1921, retained in the Louisiana Constitution of 1974, shall not apply to any labor organization representing law enforcement officers or firefighters or to any officer of a labor organization representing law enforcement officers or firefighters while acting in such capacity; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 425—
BY SENATOR JONES**AN ACT**

To enact R.S. 17:2118, relative to institutions of learning in general; to require that the establishment and maintenance of a public education system be accomplished free from certain discrimination; to prohibit the appropriation of or expenditure of public funding which discriminates directly or indirectly against any person in violation of such requirement; and to provide for related matters.

The bill was read by title. Senator Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Gautreaux, B	Mount
Boissiere	Gautreaux, N	Nevers
Cain	Hainkel	Romero
Chaisson	Heitmeier	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	
Duplessis	Lentini	
Total—31		

NAYS

Barham	Fontenot	Kostelka
Boasso	Hollis	
Total—5		

ABSENT

Holden	Malone	Ullo
Total—3		

The Chair declared the bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Ullo asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on Senate Bill No. 425. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 670— BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 23:1034.2(F) as amended by Act 454 of the 1989 Regular Session, and to repeal R.S. 23:1034.2(F) as amended by Act 25 of the 1989 Regular Session, relative to workers' compensation; to provide with respect to medical benefits; to provide with respect to reimbursement schedule; to provide for consolidation; to provide for venue; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Holden
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 767— BY SENATOR HAINKEL

AN ACT

To enact R.S. 41:1702(J), relative to certain waters; to provide relative to uses of the water bottom of Lake Pontchartrain; to provide certain terms, conditions, and requirements; and to provide for related matters.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Holden
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 785—
BY SENATOR JONES

AN ACT

To enact R.S. 17:3226(D) and 3228(D), relative to the authority of the Board of Regents to establish learning centers; to authorize the Board of Regents to establish the Northeast Louisiana Delta Learning Center; to provide for the management, and supervision of the learning center; to authorize the establishment of a commission and advisory council; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 785 by Senator Jones

AMENDMENT NO. 1

On page 2, between lines 12 and 13, insert "* * *"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Jones moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux, B	Mount
Boasso	Gautreaux, N	Nevers
Boissiere	Hainkel	Romero
Cain	Heitmeier	Schedler
Chaisson	Hollis	Smith
Cheek	Irons	Theunissen

Cravins	Jackson	Ullo
Dardenne	Jones	
Duplessis	Lentini	
Total—37		

NAYS

Kostelka

Total—1

ABSENT

Holden
Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 788—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 47:322.38(A)(1) and to enact R.S. 47:322.38(E), relative to the state sales and use tax on hotel occupancy levied in Orleans Parish; to revise the dedication of a portion of the avails of the tax; to provide for an effective date; and to provide for related matters.

On motion of Senator Duplessis, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 852—
BY SENATORS CHAISSON AND DUPRE

AN ACT

To amend and reenact R.S. 14:98 (C)(1) and to enact R.S. 32: 295.1(I) and 413.1 and Code of Criminal Procedure Art. 894 (D)(3), relative to driving privileges; to provide for driver's license suspension in certain cases; to provide for a reduction in fines for certain motor vehicle offenses provided occupants are wearing safety belts; to provide exclusions; to provide for a driver violation point system for young drivers; to provide for implementation and maintenance of an electronic database, by cooperative endeavor agreements, for pleas entered relative to operating a vehicle while intoxicated; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 852 by Senator Chaisson

AMENDMENT NO. 1

On page 4, line 14, at the end of the line, delete "amended and"

AMENDMENT NO. 2

On page 4, line 15, before "to" change "reenacted" to "enacted"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Heitmeier sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 852 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 32:295.1(I) and 413.1" and insert "R.S. 32:413.1"

AMENDMENT NO. 2

On page 1, line 4, after "cases," delete the remainder of the line and delete line 5 and insert "to"

AMENDMENT NO. 3

On page 2, delete lines 10 through 20, and insert the following:
"Section 2. R.S. 32:413.1 is hereby enacted to read as follows:"

On motion of Senator Heitmeier, the amendments were adopted.

The bill was read by title. Senator Chaisson moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Holden
Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 855—
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 25:841, 842, and 844 and to enact R.S. 25:845 and 846 and R.S. 36:209(Z) and 919.7, relative to the Louisiana Civil Rights Museum; to establish and provide for the Louisiana Civil Rights Museum Advisory Board; to provide for the membership, powers, duties, and functions of the advisory board; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 855 by Senator Bajoie

AMENDMENT NO. 1

On page 2, line 5, following "of" and before "state" insert "the"

AMENDMENT NO. 2

On page 3, line 15, following "of" and before "members" change "thirteen" to "fifteen"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Bajoie moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Holden
Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Senate Bills and Joint Resolutions on
Third Reading and Final Passage,
Subject to Call**

The following Senate Bills and Joint Resolutions on third reading and final passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Hainkel asked that Senate Bill No. 166 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 166—

BY SENATORS HAINKEL, ADLEY, BARHAM, ELLINGTON, KOSTELKA, MICHOT, NEVERS, SCHEDLER AND SMITH

A JOINT RESOLUTION

Proposing to add Article XII, Section 15 of the Constitution of Louisiana, relative to marriage; to require that marriage in the state shall consist only of the union of one man and one woman; to provide that the legal incidents of marriage shall be conferred only upon such union; to prohibit the validation or recognition of the legal status of any union of unmarried individuals; to prohibit the recognition of a marriage contracted in another jurisdiction which is not the union of one man and one woman; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Fontenot	McPherson
Amedee	Gautreaux, B	Michot
Barham	Gautreaux, N	Mount
Boasso	Hainkel	Nevers
Cain	Heitmeier	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	
Ellington	Marionneaux	
Total—31		

NAYS

Boissiere	Fields
Chaisson	Jones
Total—4	

ABSENT

Mr. President	Holden
Bajoie	Jackson
Total—4	

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator McPherson asked that Senate Bill No. 577 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 577—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 42:1102(22)(a), relative to the Code of Governmental Ethics; to revise the definition of thing of economic value; and to provide for related matters.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 577 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, after "amend and reenact" delete the remainder and delete line 3 in its entirety and insert in lieu thereof the following:

"R.S. 24:55(D) and (E) relative to public officials; to provide for reporting of certain things of economic value expended on behalf of certain public officials;"

AMENDMENT NO. 2

On page 1, line 5, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 24:55(D) is hereby amended and"

AMENDMENT NO. 3

On page 1, delete lines 7 through 17 and insert in lieu thereof the following:

"§55. Lobbyist expenditure reports

* * *

D.(1) Each report shall include the following:

(a) The total of all expenditures made during each reporting period.

(b) The aggregate total of expenditures attributable to an individual legislator as provided in Subsection E of this Section during each reporting period, including the name of the legislator.

(c) The aggregate total of expenditures for all reporting periods during the same calendar year.

(d) The aggregate total of all expenditures attributable to an individual legislator as provided in Subsection E of this Section for all reporting periods during the same calendar year, including the name of the legislator.

(2) For the purposes of this Section, the aggregate amount or any per occasion amount attributable to a legislator shall not include any expenditure which is required to be reported in Paragraph F(1) of this Section or which is exempt under Paragraph F(2) or (3) of this

Section: No report shall be required for expenditures made during the reporting period for food, drink, or refreshments consumed by a public servant, including reasonable transportation and entertainment incidental thereto when the entire membership of a governing authority of a governmental entity or any standing committee, select committee, statutory committee, committee created by resolution, subcommittee of any such committee, or recognized caucus thereof is invited to be the guest of a lobbyist.

* * *

Section 2. R.S. 24:55(E) is hereby repealed in its entirety."

AMENDMENT NO. 4

On page 2, delete lines 1 through 5 in their entirety.

On motion of Senator McPherson, the amendments were adopted.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 577 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, between "reenact" and "the" insert the following: "R.S. 24:55(E) and"

AMENDMENT NO. 2

On page 1, line 3, after "value;" add the following: "to provide relative to reporting of certain expenditures;"

AMENDMENT NO. 3

On page 2, below line 5, add the following:

"Section 2. R.S. 24:55(E) is hereby amended and reenacted to read as follows:

§55. Lobbyist expenditure reports

* * *

~~E. When the aggregate expenditure for any one legislator exceeds the sum of fifty dollars on any one occasion, or when the aggregate expenditure for any one legislator exceeds the sum of two hundred fifty dollars in a reporting period, then the total amount of expenditures for the legislator during the reporting period shall be attributable to an individual legislator. The total amount of every expenditure attributable for any one public servant as defined in R.S. 42:1102(19) during a reporting period shall be attributable to the public servant and reported as provided in this Section.~~

* * *

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator McPherson moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Dupre	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Bajoie	Holden
Total—2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senator Schedler in the Chair

Rules Suspended

Senator McPherson asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

May 18, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 112—
BY SENATOR DARDENNE**A CONCURRENT RESOLUTION**

To recognize and commend Baton Rouge strength training and weightlifting coach, Gayle Hatch on being named as the head coach of the men's 2004 United States Olympic Weightlifting Team to be held in Athens, Greece, August 14-25, 2004.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Introduction of Resolutions, Senate and Concurrent

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 85—
BY SENATOR FONTENOT**A RESOLUTION**

To designate May 18, 2004 as Louisiana Housing Council Day.

On motion of Senator Fontenot, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 113—
BY SENATOR ULLO**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to develop sound energy policies that promote expansion and production of domestic crude oil reserves, and encourages the development of petroleum refining facilities in the United States.

The resolution was read by title. Senator Ullo moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Irons	Schedler
Cravins	Jackson	Smith
Dardenne	Jones	Theunissen
Duplessis	Kostelka	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bajoie	Fontenot	Holden
Total—3		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 114—
BY SENATOR THEUNISSEN**A CONCURRENT RESOLUTION**

To urge and request the Commission on Public Retirement to meet and study the feasibility of requiring the commission to review and approve all proposed retirement legislation affecting retirement prior to introduction before the legislature.

The resolution was read by title. Senator Theunissen moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Irons	Schedler
Cravins	Jackson	Smith
Dardenne	Jones	Theunissen
Duplessis	Kostelka	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bajoie	Fontenot	Holden
Total—3		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 115—
BY SENATOR CRAVINS**A CONCURRENT RESOLUTION**

To honor the life of certified addictive disorders counselor Fredrick "Fred" Hebert of Lafayette by designating a meeting room at the Louisiana Department of Health and Hospital's Office of Addictive Disorders Clinic in Lafayette, Louisiana, in his honor.

The resolution was read by title. Senator Cravins moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Hollis	Romero
Cheek	Irons	Schedler
Cravins	Jackson	Smith
Dardenne	Jones	Theunissen
Duplessis	Kostelka	Ullo
Total—36		

NAYS

Total—0

ABSENT

Bajoie	Fontenot	Holden
Total—3		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

May 18, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 441—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 42:284(B), relative to local finance; to provide relative to the requirement that certain parish officials and entities submit expenditure reports to the parish governing authority and clerk of court; to exempt parish sheriffs from certain requirements; and to provide for related matters.

HOUSE BILL NO. 823—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 23:1034.2(F) as amended by Act 454 of the 1989 Regular Session, and to repeal R.S. 23:1034.2(F) as amended by Act 25 of the 1989 Regular Session relative to payment for workers' compensation medical benefits; to provide for medical benefits; to provide with respect to reimbursement schedule; to provide for consolidation; to provide for venue; and to provide for related matters.

HOUSE BILL NO. 907—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 23:1034.2(C), relative to workers' compensation medical reimbursement schedule; to allow the director to collect charge information; to provide for guidelines; to provide for confidentiality; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 948—

BY REPRESENTATIVE T. POWELL

AN ACT

To amend and reenact R.S. 33:1704.2(C), relative to the marshal of the city of Hammond; to authorize the marshal to use fees of office to defray operational expenses of his office; and to provide for related matters.

HOUSE BILL NO. 972—

BY REPRESENTATIVE WALKER

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E)(1) and to enact Code of Civil Procedure Article 4843(L), relative to the jurisdiction of certain city courts; to increase the jurisdictional amount in dispute for the City Court of Bunkie and the City Court of Marksville; and to provide for related matters.

HOUSE BILL NO. 955—

BY REPRESENTATIVES DURAND, DARTEZ, FRITH, ROMERO, AND JACK SMITH AND SENATORS HINES AND ROMERO

AN ACT

To amend and reenact R.S. 40:2267.4 and to enact R.S. 40:2267, relative to the Acadiana Criminalistics Laboratory District; to create the district as a taxing district for the purposes of funding the criminalistics laboratory within the district; to provide for the governing body and boundaries of the district; to provide for the power to levy and collect taxes subject to approval of the voters of the district; to provide for additional powers of the Acadiana Criminalistics Laboratory Commission; and to provide for related matters.

HOUSE BILL NO. 1065—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 29:381, 385(A) and (C), and 386 and R.S. 36:781(B), relative to the Department of Veterans' Affairs; to provide for certain facilities for war veterans operated by the department; to change the name of such facilities; and to provide for related matters.

HOUSE BILL NO. 1119—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 33:2551.1, relative to the municipal fire and police civil service; to provide with respect to promotional employment lists of certain municipal fire and police civil service boards; and to provide for related matters.

HOUSE BILL NO. 1150—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact Paragraph 21(k) of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2491.3, relative to the municipal fire and police civil service; to provide with respect to promotional employment lists of municipal fire and police civil service boards; to provide an exception to Article XIV, Section 15.1, Paragraph 21 of the Louisiana Constitution of 1921, made statutory by the provisions of Article X, Section 18 of the Louisiana Constitution of 1974; and to provide for related matters.

HOUSE BILL NO. 1239—

BY REPRESENTATIVE DOWNS
AN ACT

To enact Subpart B-34 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.621.1, to create the Union Parish Railroad District; to provide relative to the purpose and boundaries of the district; to provide relative to the governance, powers, and duties of the district; and to provide for related matters.

HOUSE BILL NO. 1325—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 39:1303(A), 1307(A), and 1311(A)(introductory paragraph), relative to budgetary procedures for political subdivisions; to provide for the applicability of certain requirements for public participation in the budgetary process; to provide for the applicability of certain requirements related to budgetary authority and control; and to provide for related matters.

HOUSE BILL NO. 1414—

BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 38:1674.16(D)(2), relative to drainage districts in St. Tammany Parish; to authorize an increase in the additional maintenance and operation tax levied by the St. Tammany Parish Drainage District No. 4; and to provide for related matters.

HOUSE BILL NO. 1432—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 39:1217.1, relative to public contracts for local depositing authorities; to delete certain exemptions for local depositing authorities located in a parish or municipality with a population of less than one hundred thousand; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 61—

BY REPRESENTATIVES SCALISE, CROWE, ALEXANDER BADON, BURNS, ERDEY, FAUCHEUX, FLAVIN, FRITH, GEYMAN, JOHNS, LABRUZZO, T. POWELL, SMILEY, JANE SMITH, JOHN SMITH, AND WALKER AND SENATORS CAIN, MICHOT, AND THEUNISSEN

A JOINT RESOLUTION

Proposing an amendment to the Constitution of Louisiana, to enact Article I, Section 27, relative to marriage; to provide for valid and recognized marriages; to provide for the legal incidents of marriage; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 1445—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 40:2616(A)(1), relative to forfeited property; to authorize the sale of forfeited property by a licensed auctioneer; and to provide for related matters.

HOUSE BILL NO. 1568—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 13:996.22.1, relative to judicial expense funds of district courts; to increase the amounts allocated to the funds from the disposition of certain criminal cases; to provide for applicability to judicial district courts with a territorial jurisdiction that is coterminous with any parish with a population of between thirty-nine thousand and forty thousand five hundred; and to provide for related matters.

HOUSE BILL NO. 1583—

BY REPRESENTATIVE GRAY
AN ACT

To enact R.S. 40:506(D), relative to termination of tenancy by local housing authorities; to prohibit a local housing authority from terminating the tenancy of a household or a resident or terminating any other assistance provided by the authority under certain circumstances; to provide relative to guests and invitees; to provide relative to definitions; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 61—

BY REPRESENTATIVES SCALISE, CROWE, ALEXANDER BADON, BURNS, ERDEY, FAUCHEUX, FLAVIN, FRITH, GEYMAN, JOHNS, LABRUZZO, T. POWELL, SMILEY, JANE SMITH, JOHN SMITH, AND WALKER AND SENATORS CAIN, MICHOT, AND THEUNISSEN

A JOINT RESOLUTION

Proposing an amendment to the Constitution of Louisiana, to enact Article I, Section 27, relative to marriage; to provide for valid and recognized marriages; to provide for the legal incidents of marriage; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 441—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 23:284(B), relative to local finance; to provide relative to the requirement that certain parish officials and entities submit expenditure reports to the parish governing authority and clerk of court; to exempt parish sheriffs from certain requirements; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 823—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1034.2(F) as amended by Act 454 of the 1989 Regular Session, and to repeal R.S. 23:1034.2(F) as amended by Act 25 of the 1989 Regular Session relative to payment for workers' compensation medical benefits; to provide for medical benefits; to provide with respect to reimbursement schedule; to provide for consolidation; to provide for venue; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 907—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1034.2(C), relative to workers' compensation medical reimbursement schedule; to allow the director to collect charge information; to provide for guidelines; to provide for confidentiality; to provide for penalties; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 948—

BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 33:1704.2(C), relative to the marshal of the city of Hammond; to authorize the marshal to use fees of office to defray operational expenses of his office; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 955—

BY REPRESENTATIVES DURAND, DARTEZ, FRITH, ROMERO,
AND JACK SMITH AND SENATORS HINES AND ROMERO
AN ACT

To amend and reenact R.S. 40:2267.4 and to enact R.S. 40:2267, relative to the Acadiana Criminalistics Laboratory District; to create the district as a taxing district for the purposes of funding the criminalistics laboratory within the district; to provide for the governing body and boundaries of the district; to provide for the power to levy and collect taxes subject to approval of the voters of the district; to provide for additional powers of the Acadiana Criminalistics Laboratory Commission; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 972—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E)(1) and to enact Code of Civil Procedure Article 4843(L), relative to the jurisdiction of certain city courts; to increase the jurisdictional amount in dispute for the City Court of Bunkie and the City Court of Marksville; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1065—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 29:381, 385(A) and (C), and 386 and R.S. 36:781(B), relative to the Department of Veterans' Affairs; to provide for certain facilities for war veterans operated by the department; to change the name of such facilities; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1119—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 33:2551.1, relative to the municipal fire and police civil service; to provide with respect to promotional employment lists of certain municipal fire and police civil service boards; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1150—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact Paragraph 21(k) of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2491.3, relative to the municipal fire and police civil service; to provide with respect to promotional employment lists of municipal fire and police civil service boards; to provide an exception to Article XIV, Section 15.1, Paragraph 21 of the Louisiana Constitution of 1921, made statutory by the provisions of Article X, Section 18 of the Louisiana Constitution of 1974; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1239—

BY REPRESENTATIVE DOWNS
AN ACT

To enact Subpart B-34 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.621.1, to create the Union Parish Railroad District; to provide relative to the purpose and boundaries of the district; to provide relative to the governance, powers, and duties of the district; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1325—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 39:1303(A), 1307(A), and 1311(A)(introductory paragraph), relative to budgetary procedures for political subdivisions; to provide for the applicability of certain requirements for public participation in the budgetary process; to provide for the applicability of certain requirements related to budgetary authority and control; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1414—

BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 38:1674.16(D)(2), relative to drainage districts in St. Tammany Parish; to authorize an increase in the additional maintenance and operation tax levied by the St. Tammany Parish Drainage District No. 4; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1432—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 39:1217.1, relative to public contracts for local depositing authorities; to delete certain exemptions for local depositing authorities located in a parish or municipality with a population of less than one hundred thousand; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1445—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 40:2616(A)(1), relative to forfeited property; to authorize the sale of forfeited property by a licensed auctioneer; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1568—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 13:996.22.1, relative to judicial expense funds of district courts; to increase the amounts allocated to the funds from the disposition of certain criminal cases; to provide for applicability to judicial district courts with a territorial jurisdiction that is coterminous with any parish with a population of between thirty-nine thousand and forty thousand five hundred; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1583—

BY REPRESENTATIVE GRAY
AN ACT

To enact R.S. 40:506(D), relative to termination of tenancy by local housing authorities; to prohibit a local housing authority from terminating the tenancy of a household or a resident or

terminating any other assistance provided by the authority under certain circumstances; to provide relative to guests and invitees; to provide relative to definitions; and to provide for related matters.

The bill was read by title; lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY A

Senator Lentini, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

May 18, 2004

To the President and Members of the Senate:

I am directed by your Committee on Judiciary A to submit the following report:

SENATE BILL NO. 225—

BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact Civil Code Art. 2315.2(A) and to enact Civil Code Art. 2315(C), relative to wrongful death actions; to provide for recoverable damages in such actions; to extend the same rights of recovery of the spouse and children of the deceased to minor children living in the household; to add certain recoverable damages for a surviving spouse in such actions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 339—

BY SENATOR HAINKEL
AN ACT

To amend and reenact Civil Code Arts. 571 and 573; relative to usufructs; to provide relative to the form of security on property subject to the usufruct; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 420—

BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact Code of Civil Procedure Art. 1920, relative to court costs; to require the non-prevailing party to pay all costs if the suit is or the defense to the suit is frivolous; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 680—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 13:5102(B), relative to suits against the state; to provide for definitions; to limit liability for corporations or contractors which manage agencies or authorities of the state; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 782—
BY SENATOR LENTINI

AN ACT

To enact R.S. 37:1285(A)(32) and Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.8, relative to human cloning; to prohibit human cloning; to provide for definitions; to provide for penalties; to provide for the promotion of adult stem cell research; and to provide for related matters.

Reported by substitute.

HOUSE BILL NO. 17—
BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:292, relative to the use of surnames by married persons; to provide for the use of a deceased spouse's surname; to provide for the use of a present spouse's surname; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 119—
BY REPRESENTATIVES TOOMY, ANSARDI, BOWLER, DAMICO, LANCASTER, MARTINY, SHEPHERD, AND WOOTON AND SENATORS BOISSIERE, LENTINI, AND ULLO

AN ACT

To amend and reenact R.S. 13:1444(7) and to enact R.S. 13:1444(8), relative to the civil jurisdiction of parish courts; to limit jurisdiction over suits filed under the Governmental Claims Act; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 121—
BY REPRESENTATIVES TOOMY, ANSARDI, BOWLER, DAMICO, LANCASTER, MARTINY, SHEPHERD, AND WOOTON AND SENATORS BOISSIERE, LENTINI, AND ULLO

AN ACT

To amend and reenact R.S. 13:2561.2(A), 2561.4, 2562.2(A), and 2562.4, relative to parish courts; to limit the civil jurisdiction of the First and Second Parish Courts for Jefferson Parish; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 220—
BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:315.18(B)(1)(introductory paragraph) and (C) and to repeal R.S. 9:315.18(D), relative to child support; to provide for eligibility to claim federal and state tax dependency deductions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 404—
BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:315.8(E)(3)(a), relative to child support; to provide relative to joint custody; to provide for consideration of the continuing expenses of the domiciliary party; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 405—
BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:5212 and R.S. 35:12(D) and 392.1, relative to ex officio notaries; to provide relative to the authority of ex officio notaries; to provide for the rejection of certain documents; to provide for actions exceeding the authority granted; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 428—
BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 37:1285.3, relative to the Louisiana State Board of Medical Examiners; to require that security accompany any judicial review of a final decision of the board; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 473—
BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 37:1285(G), (H), and (I), relative to the Louisiana State Board of Medical Examiners; to provide for strict limitations and conditions on staying or continuing an adjudication proceeding, decision, or order of the board prior to the issuance of a final decision; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 531—
BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 9:315.11, relative to the calculation of child support; to provide for the determination of a party's income earning potential; to provide for the imputation of income; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 575—
BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:315(C)(3) and 315.5, relative to child support awards; to provide for the definition of ordinary expenses; to provide for the definition of extraordinary expenses; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 576—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact Civil Code Articles 571 and 573 and to repeal Code of Civil Procedure Article 3154.1, relative to usufructuaries; to provide for the giving of security; to provide for the type of security; to prohibit dispensing with security for certain testamentary usufructs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 577—

BY REPRESENTATIVE JACKSON
AN ACT

To enact Code of Civil Procedure Article 224(11), relative to contempt of court; to provide for constructive contempt of court for making a false statement of a material fact for support enforcement services; to provide for contempt of court for failing to disclose a material fact for support enforcement services; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 750—

BY REPRESENTATIVES DURAND AND MURRAY
AN ACT

To amend and reenact R.S. 40:41(B) and (C)(2) and 61(A)(4) and to enact R.S. 40:41(J), relative to vital statistics; to provide for judicial use of birth certificates; to provide for judicial use of death certificates; to clarify that an attorney may obtain birth or death certificates in a record only if he represents persons authorized to inspect or receive such certificates; to provide for the Department of Health and Hospitals to use vital statistic information; to provide for penalties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Motion to Recommit

Senator Boissiere asked for and obtained a suspension of the rules and recommitted Senate Bill No. 626 from the Committee on Retirement to the Committee on Finance.

Rules Suspended

Senator Smith asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 1039 from the Committee on Agriculture, Forestry, Aquaculture and Rural Development.

HOUSE BILL NO. 1039—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:52(2)(g) and to enact Chapter 5-A of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:560.1 through 560.3, relative to Louisiana agricultural development; to provide for definitions; to prohibit limitations on agricultural and aquacultural markets; to provide

relative to the Riverboat Gaming Commission; and to provide for related matters.

On motion of Senator Smith, the bill which is a duplicate of Senate Bill No. 348, was read by title and lies over under the rules.

Senate Study Requests

The following Senate Study Requests have been approved by a majority of the members of the Senate.

SENATE STUDY REQUEST NO. 1—

BY SENATOR BOISSIERE
A STUDY REQUEST

To the Senate Committee on Retirement to study the feasibility of establishing a system or entity to receive, manage and invest pension obligation bonds for the purpose of defraying costs of the unfunded accrued liability.

SENATE STUDY REQUEST NO. 2—

BY SENATOR MICHOT
A STUDY REQUEST

To the Senate Committee on Education to study the feasibility of establishing a digital library and classifications system.

Senate Concurrent Study Requests

The following Senate Concurrent Study Requests have been approved by a majority of both houses of the legislature.

SENATE CONCURRENT STUDY REQUEST NO. 1—

BY SENATOR HINES
A CONCURRENT STUDY REQUEST

To the Senate Committee on Education and House Committee on Education to meet and to function as a joint committee to study the issue of improving the health and safety of student athletes in Louisiana's secondary schools.

SENATE CONCURRENT STUDY REQUEST NO. 2—

BY SENATOR LENTINI
A CONCURRENT STUDY REQUEST

To the Senate Transportation, Highways, and Public Works Committee and the House Transportation, Highways, and Public Works Committee to meet and function as a joint committee to study the feasibility of establishing a commercial drivers license driver management program to evaluate state, local and municipal employees who possess a commercial drivers license.

SENATE CONCURRENT STUDY REQUEST NO. 3—

BY SENATOR DUPRE
A CONCURRENT STUDY REQUEST

To the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs Committee, to meet and function as a joint committee to study the adoption of a uniform procedure for both houses of the legislature regarding coding of proposed legislation, particularly including "proposed new language" coding and strike through of language to be deleted.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 18, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 8—
BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to pursue with certain exceptions the insurance regulatory modernization action plan formulated by the National Association of Insurance Commissioners.

HOUSE CONCURRENT RESOLUTION NO. 36—
BY REPRESENTATIVE BOWLER

A CONCURRENT RESOLUTION

To urge and request the state legislatures in the United States to oppose legislation to participate in the Interstate Insurance Product Regulation Compact.

HOUSE CONCURRENT RESOLUTION NO. 56—
BY REPRESENTATIVE FAUCHEUX (BY REQUEST)

A CONCURRENT RESOLUTION

To amend the Department of Health and Hospitals, Board of Embalmers and Funeral Directors, continuing education rule (LAC 46:XXXVII.709(E)(6)), regarding continuing education credits for instructors of approved courses, and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

HOUSE CONCURRENT RESOLUTION NO. 185—

BY REPRESENTATIVES M. POWELL, BAYLOR, BRUCE, HOPKINS, MONTGOMERY, JANE SMITH, WADDELL, BAUDOIN, BROOME, BURRELL, DOERGE, DOVE, FAUCHEUX, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HUNTER, KATZ, KENNEY, LAMBERT, RICHMOND, RITCHIE, SALTER, SHEPHERD, AND WINSTON AND SENATORS JACKSON, ADLEY, CHEEK, HOLDEN, AND MALONE

A CONCURRENT RESOLUTION

To urge and request the city of Shreveport to take all appropriate and immediate action to rename the Lakeside Golf Course in honor of Jerry Tim Brooks and to recognize his outstanding accomplishments.

HOUSE CONCURRENT RESOLUTION NO. 187—
BY REPRESENTATIVE JACK SMITH

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Jeffery Lynn Reed of Amelia.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Message from the House

**SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS**

May 18, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 41—

BY REPRESENTATIVE DOVE AND SENATORS DUPRE, B. GAUTREAUX, HOLLIS, AND SCHEDLER

AN ACT

To amend and reenact R.S. 15:708(A)(1)(a), relative to work programs for prisoners; to authorize parish prisoners to participate in work activities in or upon the buildings, other improvements, or property of certain tax-exempt organizations; and to provide for related matters.

HOUSE BILL NO. 317—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:243(B)(2), relative to immovable property held by state banks; to revise the procedure for appraisal of such property; and to provide for related matters.

HOUSE BILL NO. 329—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:312(A) and 765(B) and to repeal R.S. 6:325(E) and 768(E), relative to financial institutions; to delete certain obsolete provisions relating to state inheritance taxes; and to provide for related matters.

HOUSE BILL NO. 398—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 22:636(A)(introductory paragraph) and (2), relative to cancellation of insurance policies; to define "delivered" for purposes of notice of cancellation; and to provide for related matters.

HOUSE BILL NO. 401—

BY REPRESENTATIVES FLAVIN, ALARIO, ALEXANDER, BAUDOIN, BRUCE, R. CARTER, CROWE, CURTIS, DAMICO, DANIEL, DOVE, DOWNS, DURAND, ERDEY, FAUCHEUX, FRITH, FUTRELL, GALLOT, GEYMAN, HEATON, HILL, HOPKINS, HUTTER, JOHNS, KATZ, LABRUZZO, LAFLEUR, MARTINY, MCVEA, MONTGOMERY, MORRISH, PIERRE, PINAC, M. POWELL, T. POWELL, RITCHIE, SALTER, SHEPHERD, SMILEY, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TRAHAN, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, WOOTON AND WRIGHT AND SENATORS HAINKEL, HOLLIS, MALONE, NEVERS, SCHEDLER, AND SMITH

AN ACT

To amend and reenact R.S. 9:3144(A)(3) and (B)(1), relative to the New Home Warranty Act; to reduce the warranty period for certain major structural defects; to clarify the warranty exclusion for trees; and to provide for related matters.

HOUSE BILL NO. 423—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1430.14(A), relative to the FAIR and Coastal plans; to provide for audited statements; to provide for reporting requirements; and to provide for related matters.

HOUSE BILL NO. 478—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 3:4602(1) and (13), 4623(A), 4671, and 4684, to enact R.S. 3:4602(1.1), (12.2), (13.1), and (14.1), and to repeal R.S. 3:4672(G), 4674, 4676, 4677, 4687, and 4688, relative to the regulation of devices for weighing and measuring petroleum products; to exempt petroleum for specified uses from certain fees; to provide relative to penalties for violations of petroleum weights and measures regulations; to repeal regulations applicable to gasoline blended with ethanol or methanol; and to provide for related matters.

HOUSE BILL NO. 501—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 51:1306(introductory paragraph), relative to the Tax Free Shopping Program; to eliminate the requirement that an international visitor show a foreign passport to a retailer at the time of purchase; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 506—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:301(13)(d), relative to the sales and use tax; to change the source of price data used to determine the sales price of refinery gas; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 838—

BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2025(E)(1)(a), relative to civil penalties for violations of the Environmental Quality Act; to increase the maximum civil penalty; and to provide for related matters.

HOUSE BILL NO. 898—

BY REPRESENTATIVES HAMMETT, ARNOLD, DOWNS, FAUCHEUX, HILL, KENNEY, MONTGOMERY, ODINET, RICHMOND, JANE SMITH, ALARIO, ALEXANDER, ANSARDI, BADON, BALDONE, BAUDOUIN, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, BURNS, BURRELL, R. CARTER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DURAND, ERDEY, FANNIN, FRITH, FUTRELL, GALLOT, GEYMAN, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HEATON, HEBERT, HONEY, HOPKINS, HUNTER, JEFFERSON, JOHNS, KATZ, KENNARD, LABRUZZO, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MORRELL, MORRISH, MURRAY, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, ST. GERMAIN, STRAIN, THOMPSON, TRAHAN, TRICHE, TUCKER, WALKER, WALSWORTH, WHITE, WINSTON, AND WRIGHT
AN ACT

To amend and reenact R.S. 47:118(I)(introductory paragraph), relative to individual income tax; to provide the authority to waive the estimated income tax penalty in certain situations; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1123—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1578(B)(3) and to enact R.S. 47:1578(C), (D), and (E), relative to the Department of Revenue; to provide for the release of any part of property subject to a recorded lien, privilege, mortgage, or other encumbrance when the state of Louisiana's interest in the part to be released has no value; to provide for the fees and costs associated with the cancellation or release of a lien, privilege, mortgage, or other encumbrance; to provide for an effective date; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 18, 2004

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 108—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To proclaim the week of May 16-22, 2004 as Emergency Medical Services Week.

SENATE CONCURRENT RESOLUTION NO. 109—

BY SENATORS JONES, ADLEY, AMEDEE, BAJOE, BOISSIERE, CAIN, CHAISSON, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, FIELDS, B. GAUTREAUX, N. GAUTREAUX, HINES, IRONS, JACKSON, LENTINI, MARIONNEAUX, MICHOT, MOUNT, NEVERS, THEUNISSEN AND ULLO AND REPRESENTATIVES ANSARDI, ARNOLD, BADON, BALDONE, BAUDOUIN, BAYLOR, BOWLER, BROOME, BRUCE, BURRELL, K. CARTER, CAZAYOUX, CROWE, CURTIS, DANIEL, DARTEZ, DORSEY, DOVE, FANNIN, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, E. GUILLORY, HONEY, HUNTER, JACKSON, JEFFERSON, KATZ, LAFLEUR, MARCHAND, MARTINY, MCDONALD, MORRELL, MURRAY, PIERRE, PINAC,

PITRE, QUEZAIRE, RICHMOND, RITCHIE, SALTER, SHEPHERD,
GARY SMITH, JACK SMITH, JANE SMITH AND TRAHAN

A CONCURRENT RESOLUTION

To acknowledge and commemorate the deep and abiding significance to the state of Louisiana and the United States of America of the landmark decision in the case of *Brown v. Board of Education* on the Fiftieth Anniversary of that decision.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 18, 2004

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Bill has been properly enrolled:

SENATE BILL NO. 690—

BY SENATORS HINES, JACKSON, BAJOEIE, N. GAUTREAUX, MCPHERSON, SCHEDLER AND HOLDEN, AND REPRESENTATIVES ALARIO, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BROOME, BRUCE, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, FUTRELL, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, HAMMETT, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, LAMBERT, MARCHAND, MARTINY, MCDONALD, MONTGOMERY, MORRELL, MURRAY, ODINET, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SHEPHERD, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAINE, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, TUCKER, WALKER, WALSWORTH, WHITE, WOOTON AND WRIGHT

AN ACT

To amend and reenact R.S. 40:1300.133(3) and R.S. 40:2197(D) and to enact Part LXI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.222 through 1300.227, relative to federally qualified health centers and rural health clinics; to authorize the Department of Health and Hospitals to develop and implement a long-term plan to encourage expansion and development of federally qualified health centers and rural health clinics; to provide findings; to provide definitions; to provide for reports to the legislature; to provide for rules and regulations; and to provide for related matters.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Bill was signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Holden 1 Day

Adjournment

Senator McPherson moved that the Senate adjourn until Wednesday, May 19, 2004, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Wednesday, May 19, 2004.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk